

NOTE: This order is nonprecedential.

**United States Court of Appeals
for the Federal Circuit**

NAUSET CONSTRUCTION CORPORATION,
Appellant

v.

SECRETARY OF THE ARMY,
Appellee

2021-2305

Appeal from the Armed Services Board of Contract Appeals in Nos. 61673 and 61675, Administrative Judge Lis B. Young, Administrative Judge Owen C. Wilson, and Administrative Judge Richard Shackelford.

SECRETARY OF THE ARMY,
Appellant

v.

NAUSET CONSTRUCTION CORPORATION,
Appellee

2021-2308

2 NAUSET CONSTRUCTION CORPORATION v. SECRETARY OF THE
ARMY

Appeal from the Armed Services Board of Contract Appeals in Nos. 61673 and 61675, Administrative Judge Lis B. Young, Administrative Judge Owen C. Wilson, and Administrative Judge Richard Shackelford.

ON MOTION

O R D E R

Upon consideration of the Secretary of the Army's unopposed motion to voluntarily dismiss her cross-appeal, Appeal No. 2021-2308, under Rule 42(b) of the Federal Rules of Appellate Procedure,

IT IS ORDERED THAT:

(1) The motion is granted to the extent that Appeal No. 2021-2308 is dismissed. The revised official captions are reflected above.

(2) Each party shall bear its own costs as to Appeal No. 2021-2308.

(3) The Clerk of Court shall forward a copy of this order to the merits panel assigned to this case.

FOR THE COURT

May 16, 2022
Date

/s/ Peter R. Marksteiner
Peter R. Marksteiner
Clerk of Court

ISSUED AS A MANDATE (as to 2021-2308 only):

May 16, 2022